

REMARKS/ARGUMENTS

This Request for Reconsideration is responsive to the Office Action mailed on September 28, 2007.

At page 2 of the Office Action, claims 1-15 are rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-20 of U.S. Patent No. 7,083,420.

In response, a Terminal Disclaimer with respect to U.S. Patent No. 7,083,420 is being filed concurrently herewith. Withdrawal of the obviousness-type double patenting rejection is requested. Applicants note that the filing of a Terminal Disclaimer to obviate a rejection based on nonstatutory double patenting is not an admission of the propriety of the rejection. *Quad Environmental Technologies Corp. v. Union Sanitary District*, 946 F.2d 870, 20 USPQ2d 1392 (Fed. Cir. 1991).

CONCLUSION

Applicants believe all claims now pending in this Application are in condition for allowance. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



Charles Koch
Reg. No. 58,669

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 415-576-0200
Fax: 415-576-0300
Attachments
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